

Please type a plus sign (+) inside this box ☒

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

Attorney Docket No.

END 5026

First Inventor: William T. Donofrio.

Title: RESPONSE TESTING FOR CONSCIOUS SEDATION USING CABLELESS COMMUNICATION

I hereby certify that this correspondence is being deposited today with the United States Postal Service as Express Mail – Post Office to Addressee in an envelope addressed to: Commissioner for Patents, MS Patent Application, PO Box 1450, Alexandria, VA 22313

Name: Linda F. Hansen Date: September 25 2003  
Linda F. Hansen

(only for new nonprovisional applications under 37 CFR 1.53(b))

Express Mail Label No.

ER 115 127 014 US

**APPLICATION ELEMENTS**

See MPEP Chapter 600 concerning utility patent application contents.

**ADDRESSED TO:**

Commissioner For Patents  
MS Patent Application  
PO Box 1450  
Alexandria, VA 22313-1450

22154 U.S. PTO  
10/671183  
09/25/03

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
3. ☒ Specification [Total Pages 64]  
(Preferred arrangement set forth below)
  - Descriptive Title of the Invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R&D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 USC 113) [Total Sheets 31]
5. ☒ Oath or Declaration [Total Pages 3]
  - a. ☒ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)
    - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. ☐ Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ Paper
  - c. ☐ Statement verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☒ Power of Attorney  
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement  
(IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request and Certifications under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Application Cover Sheet w/Express Mail Certification

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-Part (CIP) of prior application No.: \_\_\_\_\_, filed \_\_\_\_\_.  
Prior application information: Examiner \_\_\_\_\_ Group Art Unit: \_\_\_\_\_  
For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

☒ Customer Number or Bar Code Label 000027777 or ☒ Correspondence Address below

Name: Philip S. Johnson, Esq.  
Address: Johnson & Johnson, One Johnson & Johnson Plaza  
New Brunswick, NJ 08933-7003 USA

**20. TELEPHONE CONTACT:**

Please direct all telephone calls or faxes to: Telephone: (513) 337-3295 Fax: (513) 337-8489  
Verne E. Kreger, Jr.

**21. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

NAME

Verne E. Kreger, Jr.

Reg. No. 35,231

SIGNATURE

Verne E. Kreger, Jr.

Date: September 25, 2003

17707 U.S. PTO  
09/25/03

FEE TRANSMITTAL	Complete if Known	
	Application Number	
	Filing Date	September 25, 2003
	First Named Inventor	William T. Donofrio
	Group Art Unit	Not assigned
	Examiner Name	Not assigned
	Attorney Docket Number	END 5026

### FEE CALCULATION

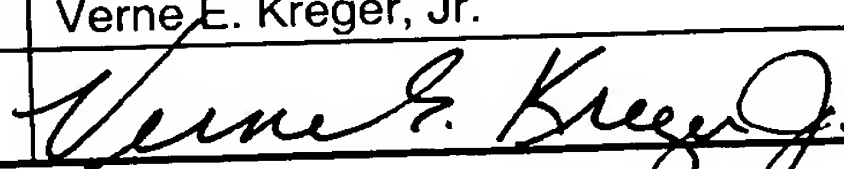
CLAIMS AS FILED

(1)	(2)	(3)	(4)	(5)
FOR:	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE
				\$ 750.00
TOTAL CLAIMS	24 - 20 =	4	x 18.00	\$ 72.00
INDEPENDENT CLAIMS	3 - 3 =	0	x 84.00	\$ 00.00
MULTIPLE DEPENDENT CLAIMS	0 - 0 =	N/A	X 280.00	
			TOTAL FEES	\$822.00

### METHOD OF PAYMENT

☒ Please charge Deposit Account No. 10-0750END 5026/VEK in the amount of \$822.00.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required in connection with the filing of this communication, or credit any overpayment, to Account No. 10-0750END 5026/VEK .

SUBMITTED BY:			Complete (if applicable)
Typed or Printed Name	Verne E. Kreger, Jr.		Reg. No. 35,231
Signature		Date: September 23, 2003	Deposit Account No. 10-0750